

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JAMES HAYDEN,

Plaintiff,

VS.

2K GAMES, INC. and TAKE-TWO  
INTERACTIVE SOFTWARE, INC.,

Defendants.

Case No. 1:17-cv-02635

Judge Christopher A. Boyko

**EX. D TO TRIAL BRIEF—  
PLAINTIFF’S PROPOSED SPECIAL  
INTERROGATORIES AND VERDICT  
FORMS**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JAMES HAYDEN,	)	Case No. 1:17-cv-02635
	)	
Plaintiff,	)	Judge Christopher A. Boyko
	)	
vs.	)	
	)	<b><u>INTERROGATORY NO. 1</u></b>
2K GAMES, INC. and TAKE-TWO	)	
INTERACTIVE SOFTWARE, INC.,	)	
	)	
Defendants.	)	

1. DO YOU FIND BY A PREPONDERANCE OF THE EVIDENCE THAT DEFENDANTS 2K GAMES, INC. AND TAKE-TWO INTERACTIVE SOFTWARE, INC. INFRINGED ANY OF PLAINTIFF JAMES HAYDEN’S ASSERTED COPYRIGHTS?

**Yes**  
(for Plaintiff)

**No**  
(for Defendants)

\_\_\_\_\_

\_\_\_\_\_

*If you answered “NO,” proceed to General Verdict Form No. 2.*

*Otherwise, proceed to Interrogatory No. 2.*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JAMES HAYDEN,	)	Case No. 1:17-cv-02635
	)	
Plaintiff,	)	Judge Christopher A. Boyko
	)	
vs.	)	
	)	<b><u>INTERROGATORY NO. 2</u></b>
2K GAMES, INC. and TAKE-TWO	)	
INTERACTIVE SOFTWARE, INC.,	)	
	)	
Defendants.	)	

WHAT HAS PLAINTIFF SHOWN, BY A PREPONDERANCE OF THE EVIDENCE, THAT DEFENDANTS' GROSS REVENUE FOR SALES AND DISTRIBUTION OF THE INFRINGING GAMES IS?

GROSS REVENUE FROM INFRINGING GAMES = \$\_\_\_\_\_.

*Proceed to Interrogatory No. 3.*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JAMES HAYDEN,	)	Case No. 1:17-cv-02635
	)	
Plaintiff,	)	Judge Christopher A. Boyko
	)	
vs.	)	
	)	<b><u>INTERROGATORY NO. 3</u></b>
2K GAMES, INC. and TAKE-TWO	)	
INTERACTIVE SOFTWARE, INC.,	)	
	)	
Defendants.	)	

WHAT HAVE DEFENDANTS SHOWN BY A PREPONDERANCE OF THE EVIDENCE THAT DEDUCTIBLE EXPENSES AND ELEMENTS OF PROFIT ATTRIBUTABLE TO FACTORS OTHER THAN THE COPYRIGHTED WORK, IF ANY, ARE?

DEDUCTIBLE EXPENSES AND DEFENDANTS' PROFIT ATTRIBUTABLE TO OTHER FACTORS = \$\_\_\_\_\_.

*Proceed to Interrogatory No. 4.*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

JAMES HAYDEN,	)	Case No. 1:17-cv-02635
	)	
Plaintiff,	)	Judge Christopher A. Boyko
	)	
vs.	)	
	)	<b><u>INTERROGATORY NO. 4</u></b>
2K GAMES, INC. and TAKE-TWO	)	
INTERACTIVE SOFTWARE, INC.,	)	
	)	
Defendants.	)	

WHAT HAS PLAINTIFF SHOWN, BY A PREPONDERANCE OF THE EVIDENCE, THAT PLAINTIFF'S ACTUAL DAMAGES ARE?

PLAINTIFF'S ACTUAL DAMAGES = \$\_\_\_\_\_.

*Proceed to Interrogatory No. 5.*



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

JAMES HAYDEN,

Plaintiff,

vs.

2K GAMES, INC. and TAKE-TWO  
INTERACTIVE SOFTWARE, INC.,

Defendants.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Case No. 1:17-cv-02635

Judge Christopher A. Boyko

**GENERAL JURY VERDICT FORM NO.**

**1**

We the jury, having first been duly impaneled, do hereby find in favor of Plaintiff, James Hayden and against Defendants 2K Games, Inc. and Take-Two Interactive Software, Inc. in the amount of:     \$\_\_\_\_\_

Each juror should place his or her signature on the lines below to attest that the foregoing accurately reflects the jury's decision.

1. *Foreperson*

7.

2.

8.

3.

9.

4.

10.

5.

11.

6.

12.

